

1. (Currently Amended) A delivery device for delivering a plurality of fasteners, said delivery device comprising:
  - an elongated hollow member having a longitudinal axis;
  - a plurality of fasteners, each fastener having a proximal and a distal end, the plurality of fasteners sized to be contained within the hollow member serially with respect to one another along the longitudinal axis;
  - a ~~moving piercing~~ member configured to move between a first position and a second position along the longitudinal axis, the ~~moving piercing~~ member having a sharpened distal end for piercing tissue; and
  - an elongate member disposed substantially within the hollow member, the elongate member being positionable along the longitudinal axis between a first position, whereat the elongate member engages the proximal end of the distal-most one of the plurality of fasteners, and a second position whereat the elongate member does not engage the distal-most one of the plurality of fasteners, and wherein the ~~moving piercing~~ member and the elongate member are movable with respect to one another within the hollow member.
- 2-17. (Cancelled)
18. (New) The device of claim 1, wherein the plurality of fasteners are aligned with respect to the longitudinal axis of the elongate hollow member.
19. (New) The device of claim 1, further comprising:
  - an engaging member disposed at least partially with the elongate hollow member, the engaging member configured to engage at least the proximal end of the distal-most fastener of the plurality of fasteners.
20. (New) The device of claim 19, wherein the engaging member comprises a shoulder that is configured to engage at least the proximal end of the distal-most fastener of the plurality of fasteners.

21. (New) The device of claim 1, wherein the moving member comprises a piercing tip.
22. (New) The device of claim 21, wherein the moving member is configured to be disposed within the elongate hollow member when the moving member is in a first position and wherein the piercing tip of the moving member is configured to be disposed outside the elongate hollow member when the moving member is in a second position.
23. (New) The device of claim 1, further comprising an actuator attached to the moving member for moving the moving member between the first position and the second position.
24. (New) A delivery device for delivering a plurality of fasteners, said delivery device comprising:
  - a moving member configured to move between a first position and a second position along a longitudinal axis, the moving member having a sharpened distal end for piercing tissue;
  - an elongate member spaced transversely relative to the longitudinal axis from the moving member to define a passageway therebetween;
  - a plurality of fasteners, each fastener having a proximal and a distal end, the plurality of fasteners sized to be received within the passageway serially with respect to one another along the longitudinal axis; and
  - wherein the elongate member is positionable along the longitudinal axis between a first position, whereat the elongate member engages the proximal end of the distal-most one of the plurality of fasteners, and a second position whereat the elongate member does not engage the distal-most one of the plurality of fasteners, and wherein the moving member and the elongate member are movable with respect to one another.

25. (New) The device of claim 24, further comprising an elongate hollow member, and wherein the moving member and the elongate member are at least partially disposed within the elongate hollow member.
26. (New) A delivery device for delivering a plurality of fasteners, said delivery device comprising:
- a handle;
  - a drive and indexing mechanism having proximal and distal ends, the driving and indexing mechanism operatively associated with the handle and comprising a moving member, having a sharp distal end for piercing tissue, and an opposing member spaced transversely from the moving member to define a passageway therebetween, the drive and indexing mechanism being configured to receive a plurality of fasteners arranged along the passageway between the moving member and the opposing member, each of the plurality of fasteners having a proximal end and a distal end, the moving member and the opposing member being moveable proximally and distally with respect to the handle and with respect to each other for delivering and indexing the fasteners along the passageway; and
  - an actuator having at least two sequential positions, a first position wherein the moving member has been moved distally relative to the handle to pierce tissue, and a second position wherein the moving member has been moved proximally relative to the handle for completing the deployment within tissue of the distal end of a distal-most fastener from the passageway.